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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/728,107	11/30/2000	Dean Hiller	**FC-0006	4526
23377	7590	01/18/2012		
WOODCOCK WASHBURN LLP				
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EXAMINER				
JAROENCHONWANT, BUNJOB				
ART UNIT		PAPER NUMBER		
2466				
NOTIFICATION DATE		DELIVERY MODE		
01/18/2012		ELECTRONIC		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

eofficemonitor@woodcock.com

**Office Action Summary****Application No.**

09/728,107

**Applicant(s)**

HILLER ET AL.

**Examiner**

Bunjoo Jaroenchanwanit

**Art Unit**

2466

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
  - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
  - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 12/16/11.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-12 and 15-32 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-2 and 15-32 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/C3-06)
- Paper No(s)/Mail Date \_\_\_\_\_

- 4) ☐ Interview Summary (PTO-413)
- Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

## **DETAILED ACTION**

### ***Response to Arguments***

1. Applicant's arguments with respect to claims 1-12 and 15-32 have been considered but are moot in view of the new ground(s) of rejection. Although the claims may have been amended to include confirmation via or at website or the like, the substance of the amendment is not patentable distinct from the claims as previously presented. Applicant's argument has been addressed in the rejection below.

### ***Claim Rejections***

2. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
3. Claims 1-12 and 15-32 are rejected under 35 U.S.C. 103(a) as being unpatentable over US. 5,987,508, hereinafter "Agraharam" and US. 2001/0039592, hereinafter "Carden" and US. 6,788,769, hereinafter "Waites" in view of well-known technique in the art
4. As to claims 1, 8, 15, and 20, Agraharam discloses the invention substantially, including a method and system comprising: a phone call receiving device configured to receive telephone communications (fig.1:107, 108); a phone number detection device communicatively coupled to said phone call receiving device and configured to identify a source phone number when a phone call is received at the phone number detection device

(col.6:45-46), wherein: the system is configured to respond to a request that is associated to a telephone number (§ 6:24-58, the server that provides alias mechanism service activates the service upon verification of caller-id or ANI). Agraharam's teaching also includes entering verification code "PIN" via telephone (fig.4).

Although, Agraharam discloses features of the method and system that can be used to claim, verify, or effect a product and/or service over the telephone by using caller ID but does not apply the well-known features for claiming or registering a certain type of service such as website and does not teach the confirmation of user request at the website.

However, associated telephone number with internet or telecommunication services, as aforesaid in Agraharam is not a novelty; in the same field of endeavor, Carden teaches a method and system that enables internet users to register for a web site by using telephone number (§ 0007, 0015, 0032), and Waites teaches a system that doing the same with a recognition of caller ID (col.5:54-65).

In addition, Official Notice is taken that an idea of confirmation of receiving request for services or goods at the website was a well-known technique that was widely used in the Internet application, especially in the eCommerce, eAuction, or eService applications.

In essence, adding another known technique, the claims basically read on applying a collection of well-known techniques to perform certain internet service application, i.e., servicing of Website registration, which would have been obvious to an ordinary skilled to do so. The combination of Agraharam, Carden, Waites and well-known technique would have been an obvious to an ordinary skilled in the art that that was a matter of engineering

design choice, which one could try with a reasonable expectation of success, without producing any unpredictable result (See MPEP 2143).

5. As to claims 6, 7, 18, 19, and 23-30, Agraharam-Carden-Waites -Well-known technique discloses the invention as discussed in claim 1 above, including using PIN for further strengthening security and/or further provide additional control option (Agraharam:8-57; Carden, ¶ 0032; Waites, col.6:32-45).

6. Claims 2 and 9, Agraharam-Carden-Waites -Well-known technique discloses the invention substantially, as described in their parent claims, including, effect a claim comprises receiving telephone communications from the phone number associated with the request indicating confirmation of the request (phone number and/or PIN or password are used for verification of associated service; Agraharam, col.6:42-58; Carden ¶0027; Waites, col.6:33-45).

7. Claim 26, Agraharam-Carden-Waites -Well-known technique discloses the invention substantially, as described in their parent claims, including, the website request is confirmed by accessing a system and entering the PIN (PIN or password are used for verification of associated service; Agraharam, col.6:42-58; Carden ¶0027; Waites, col.6:33-45).

8. Claims 3 and 10, Agraharam-Carden-Waites -Well-known technique discloses the invention substantially, as described in their parent claims, including, accepting the

website request based on completion of an electronic form at a website (Agraharam, col.5; 49-52).

9. Claims 4, 11, 16 and 21, Agraharam-Carden-Waites -Well-known technique discloses the invention substantially, as described in their parent claims, including, websites registration (Carden, abstract), which requires specific lease time. Therefore, a valid pre-defined length of times is inherent.

10. As to claims 5, 12, 17, and 22, Agraharam-Carden-Waites -Well-known technique discloses the invention substantially, as described in their parent claims, including, the verification comprises receiving indication of the at least one phone number by the phone call receiving device and calling the at least one phone number (Carden, ¶¶32:24-33).

11. Claims 31 and 32, Agraharam-Carden-Waites -Well-known technique discloses the invention substantially, as described in their parent claims but fails to disclose the receiving device is a pager or facsimile. Official Notice is taken that, pager and facsimile were, at the time of the invention was made, well-known and widely used in the art. Thus, it would have been obvious to an artisan to modify the system by including such devices as a receiving device. Doing so, it could expand application of the invention and therefore, increasing commercial value of the modified system.

***Conclusion***

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Bunjob Jaroenchonwanit whose telephone number is (571)272-3913. The examiner can normally be reached on Monday to Thursday from 0800 -1800 EST. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Daniel J. Ryman can be reached on (571)272-3152. The fax phone number for the organization where this application or proceeding is assigned is (571)273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at (866)217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call (800)786-9199 (IN USA OR CANADA) or (571)-272-1000.

/Bunjob Jaroenchonwanit/  
Primary Examiner, Art Unit 2466

/bj/  
1/11/2012